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Commissioner for Patents
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TRANSMITTED TO USPTO MAIN FACSIMILE NO. 571-273-8300

RE: KUJIRAI, et al. - US Appl'n No. 10/765,913
Att'y Docket No. 501.43439X00 / 310300084US1
Examiner M. Opsasnick, AU 2626, USPTO Conf. No. 2645

TRANSMISSION OF RCE

Sir:

Applicant hereby submits the attached RCE Tranemittal (1 page); Amendment
1 (2 pages) and Reply Brief (1 page) (total 4 pages).

Gary J. Hernandez

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Request**For****Continued Examination (RCE)
Transmittal**

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This is a Request for Continued Examination (RCE), under 37 CFR 1.114.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

Application Number 10/765,913**Filing Date** 1/29/2004**First Named Inventor** KUJIRAI, et al.**Art Unit** 2626

1. **Submission required under 37 C.F.R. § 1.114** Note: If the RCE is proper, any previously filed un-entered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed un-entered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - ii. Other
- b. Enclosed
- i. Amendment/Reply
 - iii. Information Disclosure Statement (IDS)
- n. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. Other
3. **Fees** The RCE fee under 37 C.F.R. § 1.17 (e) is required by 37 C.F.R. § 1.114 when RCE is filed.
- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 01-2135
- i. RCE fee required under 37 C.F.R. § 1.17 (e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other
- b. Check in the amount of \$ enclosed
- c. Payment by credit card (Filing by Payment). Credit card information and authorization on PTO-2038. be included on this form. Provide credit card information and authorization on PTO-2038.

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